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18 *Counsel for Defendant Google LLC*

19 UNITED STATES DISTRICT COURT

20 NORTHERN DISTRICT OF CALIFORNIA, OAKLAND DIVISION

21 CHASOM BROWN, WILLIAM BYATT,
22 JEREMY DAVIS, CHRISTOPHER
23 CASTILLO, and MONIQUE TRUJILLO,
individually and on behalf of themselves and
all others similarly situated,

Case No. 4:20-cv-03664-YGR-SVK

24 Plaintiffs,

**DECLARATION OF JONATHAN TSE IN
SUPPORT OF JOINT SUBMISSION RE:
SEALING PORTIONS OF SPECIAL
MASTER’S REPORT AND
RECOMMENDATIONS ON
REFERRED DISCOVERY ISSUES
(PRESERVATION PLAN) IN
RESPONSE TO DKT. NOS. 524, 525**

25 vs.

26 GOOGLE LLC,

Referral: Hon. Susan van Keulen, USMJ

27 Defendant.

1 I, Jonathan Tse, declare as follows:

2 1. I am a member of the bar of the State of California and an attorney at Quinn Emanuel
3 Urquhart & Sullivan, LLP, attorneys for Defendant Google LLC (“Google”) in this action. I make
4 this declaration of my own personal, firsthand knowledge, and if called and sworn as a witness, I
5 could and would testify competently thereto.

6 2. Pursuant to Civil Local Rule 79-5, I submit this declaration in support of the Parties’
7 Joint Submission Re: Sealing Portions of Special Master’s Report and Recommendations on
8 Referred Discover Plan (Preservation Plan) in Response to Dkt. Nos. 524, 525 (“Order”). In making
9 this request, Google has carefully considered the relevant legal standard and policy considerations
10 outlined in Civil Local Rule 79-5. Google makes this request with the good faith belief that the
11 information sought to be sealed consists of Google’s confidential information and that public
12 disclosure could cause competitive harm.

13 3. Google respectfully requests that the Court seal the redacted portions identified in
14 the Order.

15 4. The information requested to be sealed contains non-public, sensitive confidential
16 business information related to Google’s internal technological systems that could affect Google’s
17 competitive standing and may expose Google to increased security risks if publicly disclosed,
18 including various types of Google’s internal projects, data signals, and logs and their proprietary
19 functionalities, that Google maintains as confidential in the ordinary course of its business and is
20 not generally known to the public or Google’s competitors.

21 5. Such confidential information reveals Google’s internal systems and operations and
22 falls within the protected scope of the Protective Order entered into this action. *See* Dkt. 81 at 2-3.

23 6. Public disclosure of such confidential information could affect Google’s competitive
24 standing as competitors may alter their system designs and practices relating to competing products,
25 time strategic litigation, or otherwise unfairly compete with Google.

26 7. On April 11, 2022, the parties conferred on the proposed redactions to the Order.
27 Plaintiffs take no position on sealing the proposed redactions.

1 8. For these reasons, Google respectfully requests that the Court order the identified
2 portions of the Order to be sealed.

I declare under penalty of perjury of the laws of the United States that the foregoing is true
and correct. Executed in San Francisco, California on April 11, 2022.

6 QUINN EMANUEL URQUHART &
7 DATED: April 11, 2022 SULLIVAN, LLP

DATED: April 11, 2022

QUINN EMANUEL URQUHART &
SULLIVAN, LLP

Attorney for Defendant